



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF FIRE SERVICES
RICHARD W. MILLER
STATE FIRE MARSHAL

MIKE ZIMMER
ACTING DIRECTOR

Fire Safe Cigarette Registration and Approval Information Fire Standard Compliant (FSC) Packaging Mark and Brand Family Registration Process

Public Act 56 of 2009 known as the Fire Safety Standard and Firefighter Protection Act provides for the regulation of the sale and distribution of reduced ignition propensity cigarettes otherwise known as "fire safe cigarettes". These cigarettes are specifically manufactured to self-extinguish if they are left unattended. As discarded smoking materials are the second leading cause of home fire related deaths and injuries in the United States, this legislation will result in saving lives. Michigan is one of 50 states to have this type of law, which took effect on January 1, 2010.

Cigarette manufacturers are required to register their cigarette brand families and pay a fee of \$1250.00 for each brand family in order to sell these cigarettes in Michigan. Manufacturers, distributors and retailers who knowingly continue to sell non-fire-safe cigarettes in Michigan will be subject to a fine of \$100 per pack and/or product seizure. Wholesalers/distributors/retailers will be allowed to sell their existing inventory if they can prove the state tax stamp was affixed to the cigarettes before January 1, 2010, in a quantity that is comparable to the quantity of cigarettes they purchased during 2009. Packaging for these cigarettes are required by law to have a special mark called the Fire Standard Compliant (FSC) mark indicating that the cigarettes meet certified laboratory low ignition standards. These marks must be submitted to the Bureau of Fire Services for approval.

The approval process for the FSC packaging mark consists of the manufacturer simply sending an email with an illustration of the FSC mark on the pack, carton and shipping case that meets the requirements of the law attached as a PDF file to firesafecigarettes@michigan.gov.

The request will be reviewed and an approval email will be sent to the manufacturer within five business days.

The approved packaging mark, manufacturer request, approval email, laboratory certification and cigarette testing results will be stored electronically for each manufacturer by the Bureau of Fire Services.

Manufacturers that have submitted a written request for FSC packaging mark approval will not have to submit another request electronically and will receive an approval email.

The brand family and associated brand style registration process consists of an on-line registration and payment process for brand families and associated brand styles. Manual payments by check or money order may also be made. Manufacturers are required send the written laboratory certification and test results for low ignition propensity or self-certification to firesafecigarettes@michigan.gov as part of the registration process.

As the on-line system does not permit the uploading documents, sending the laboratory certification and test results or self-certification to the Bureau of Fire Services first prior to using the on-line system meets the requirement of the law and allows the manufacturer to certify during the on-line registration process that this step this has been accomplished. The certification will be for three (3) years and there is no fee for adding additional styles for any certified brand family. The direct link for on-line brand family registration is www.michigan.gov/fscregistration.

The MyLicense system requires a user generated User Identification and Password and accepts only Master Card and Visa for credit card payments. The system generates an approval email within two to three business days to the customer point of contact to notify them that the brand family and associated styles have been approved for sale in the State of Michigan.

Checks or money orders must be made out to the Michigan Fire Safety and Firefighter Protection Act Enforcement Fund and mailed to:

Fire Safe Cigarette Registration Payment Processing
C/O LARA Office Services Mailroom
P.O. Box 30015
Lansing, Michigan 48909

If UPS or Fed-Ex is used, the street address is:

Fire Safe Cigarette Registration Payment Processing
C/O LARA Office Services Mailroom
525 W Allegan Street
Lansing, Michigan 48909

The customer is notified by the Bureau of Fire Services by email that they can register their brand family and associated styles by going to the direct link for on-line brand family registration is www.michigan.gov/fscregistration The system generated email is then sent to the customer within two to three business days. It is important to note that sending in the manual payment does NOT mean the customer product is automatically registered for sale in the State of Michigan. The customer must use the MyLicense system in order to officially register their product and be notified the registration has been approved. For more information, contact the Senior Executive Management Assistant to the State Fire Marshal, Julie Sworden at 517.241.2074, email swordenj@michigan.gov or Executive Secretary, Hollie Metts at 517.335.6184, email mettsh@michigan.gov.

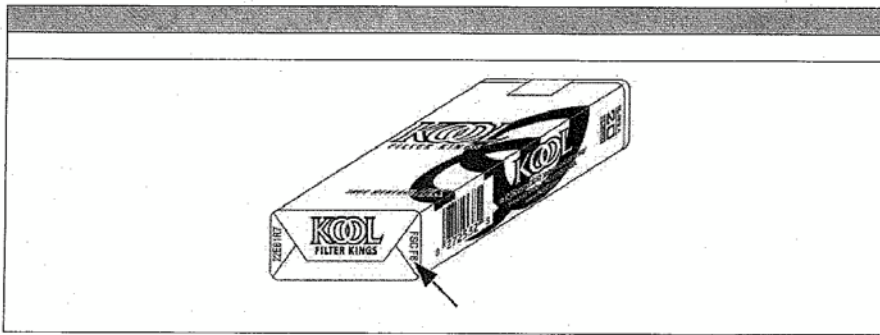
FSC Sample Illustration-RJ Reynolds

"FSC" Package Marking to Indicate Compliance with All States Requiring Low Ignition Propensity Cigarettes

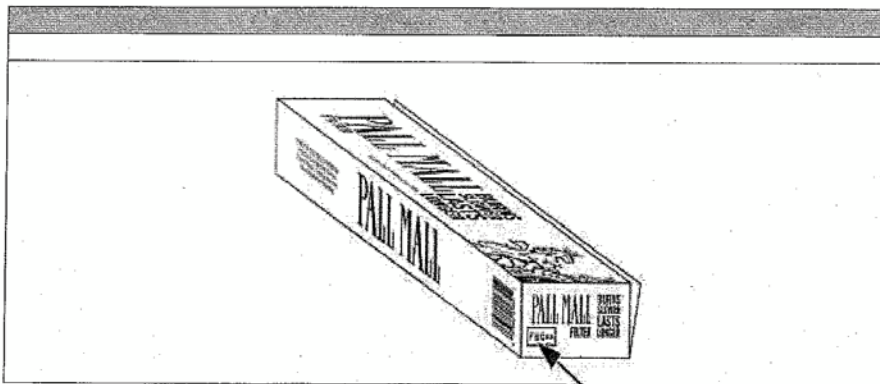
All cigarettes manufactured and sold by R.J. Reynolds Tobacco Company will bear the package marking "FSC" to indicate compliance with all state laws requiring low ignition propensity cigarettes.

The following diagrams provide examples of how the package marking for packs, cartons, and cases will appear.

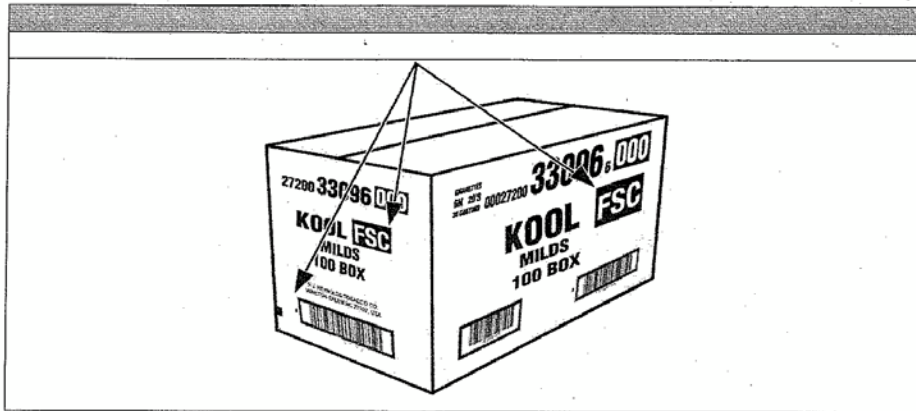
Pack



Carton



Case



Sample Request

DATE: XX-XX-XXXX

TO: firesafecigarettes@michigan.gov

FROM: [XYZ](#) Cigarette Manufacturer

SUBJECT: [XYZ](#) Company's Reduced Ignition Propensity for Michigan

In accordance with the Fire Safety Standard and Firefighter Protection Act, MCL 29.491 et seq, XYZ Company hereby seeks approval for use of a certain package marking for cigarettes it will sell in Michigan.

Pursuant to MCL 29.501(4) XYZ Company request approval of the letters "FSC" as its marking for al cigarettes sold in Michigan under this statute. Attached is an illustration of the marking as described in the statute as an exemplar of the communication XYZ Company will provide to Michigan's wholesale dealers and agents that illustrate the use of the marking.

With reference to subsection (5) the marking has been approved by all regulatory agencies from those states currently requiring reduced ignition propensity cigarettes, including the New York Office of Fire Prevention and Control, and is currently being used by XYZ Company for the sale of cigarettes in those states currently requiring reduced ignition propensity cigarettes.

Any questions concerning this request may be directed to:

Company Point of Contact Name
Telephone Number
Email address

SAMPLE APPROVAL EMAIL

DATE: XX-XX-XXXX

TO: [XYZ](#) Company Point of Contact

FROM: State Fire Marshal Representative

SUBJECT: [XYZ](#) Reduced Ignition Propensity for Michigan Request

In accordance with the Fire Safety Standard and Firefighter Protection Act, MCL 29.491 et seq., paragraph 29.501, approval is granted for XYZ Company for use of a certain package marking for cigarettes it will sell in Michigan.

A copy of this approval email will be filed with original request and certification of this approval will be required by the applicant when the brand family and associated brand styles are registered. In addition certification of laboratory testing of cigarettes sold in this state has been received and certification of the submittal of this documentation will be required by the applicant when the brand family and associated brand styles are registered.

This approval remains valid unless packing marking requirements are changed by either State or Federal statute.

FOR THE STATE FIRE MARSHAL:

Bureau of Fire Services Representative
Department of Licensing & Regulatory Affairs
Bureau of Fire Services
P.O. Box 30700
Lansing, MI 48909
517.241.8847

SAMPLE WRITTEN LABORATORY CERTIFICATION-SANTA FE NATURAL TOBACCO COMPANY



SUSANNE ROUBIDOUX FARR
GENERAL COUNSEL

505.438.1391 (T)
505.986.8445 (F)
sfarr@sfntc.com

December 3, 2009

Via Email

Ronald R. Farr
Michigan State Fire Marshal
Department of Energy, Labor
and Economic Growth
Bureau of Fire Services
525 W. Allegan Street
Lansing, MI 48913
(517) 241-8847
Email: fobbst@michigan.gov

Dear Mr. Farr:

We are in receipt of an email of December 2, 2009 from Terry Fobbs of your office approving our FSC marking in accordance with the Michigan Fire Safety Standard and Firefighter Protection Act, MCL 29.491 et seq., paragraph 29.501.

To complete our FSC submission, we are enclosing the following documentation:

1. In accordance with MCL §29.493, a spreadsheet of our brand and styles; and
2. Our testing results. This testing was conducted according to ASTM Standard E2187-04, as required by the above Act at MCL §29.495.

It is our understanding that the balance of the certification process should be completed on line by us on or after December 15, 2009 when your website becomes operational. At that time we will complete our submission by certifying that our FSC marking has been approved and that our brand family and associated styles have been tested in accordance with MCL §29.495.

It is also our understanding that the fee of \$1,250.00 per brand family will also be paid on line by credit card or electronic check/debit.

SAMPLE WRITTEN LABORATORY CERTIFICATION-SANTA FE NATURAL TOBACCO COMPANY

SANTA FE NATURAL TOBACCO COMPANY, INC.

Ronald R. Farr
Michigan State Fire Marshal
December 3, 2009
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Thank you in advance for your assistance. Please contact me at (505) 438.1391 should you have any questions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Susanne R. Farr", written in a cursive style.

Susanne R. Farr
General Counsel

SRF/jmd
Enclosures

SAMPLE LABORATORY TEST RESULTS-SANTA FE NATURAL TOBACCO COMPANY

NATURAL AMERICAN SPIRIT - FSC CERTIFICATION

MANUFACTURER: SANTA FE NATURAL TOBACCO COMPANY, INC.

BRAND	STYLE	LENGTH	CIRCUMFERENCE	FLAVOR	FILTER OR NON FILTER	PACKAGE DESCRIPTION	MARKING	TESTING DATE
NATURAL AMERICAN SPIRIT	REGULAR	84 MM	24.8 MM	NON-MENTHOL	FILTER	SOFT PACK	FSC	06/18/09
NATURAL AMERICAN SPIRIT	REGULAR	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/18/09
NATURAL AMERICAN SPIRIT	MEDIUM	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/18/09
NATURAL AMERICAN SPIRIT	LIGHT	84 MM	24.8 MM	NON-MENTHOL	FILTER	SOFT PACK	FSC	06/19/09
NATURAL AMERICAN SPIRIT	LIGHT	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/19/09
NATURAL AMERICAN SPIRIT	ULTRA LIGHT	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/19/09
NATURAL AMERICAN SPIRIT	MENTHOL	84 MM	24.8 MM	MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/19/09
NATURAL AMERICAN SPIRIT	MENTHOL LIGHT	84 MM	24.8 MM	MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/23/09
NATURAL AMERICAN SPIRIT	ORGANIC	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/23/09
NATURAL AMERICAN SPIRIT	ORGANIC LIGHT	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/24/09
NATURAL AMERICAN SPIRIT	REGULAR NON-FILTER	84 MM	24.8 MM	NON-MENTHOL	NON-FILTER	SOFT PACK	FSC	06/23/09
NATURAL AMERICAN SPIRIT	PERIQUE	84 MM	24.8 MM	NON-MENTHOL	FILTER	CRUSH PROOF BOX	FSC	06/24/09